

REMARKS

Applicant submits that the subject matter of Groups I and IV do not relate to patentably distinct inventions. It is requested that the Examiner consider examination of the claims of Group I and additionally the claims of Group IV on the merits in the next Office Action.

It is noted that independent claim 1 relates to a method of handling operating characteristics of a profile with the method including receiving a message including a group of user adjustable operating characteristics from a remote terminal transmitted via a communication channel. The subject matter of claim 40 relates to a remote terminal which also pertains to transmitting means which transfers the message to the communication terminal via a communication channel. Therefore, it is submitted that there is a sufficient overlap of the subject matter that would not be a hardship on the Examiner to examine in addition to the claims of Group I the claims of Group IV in the next Office Action.

Therefore, it is respectfully requested that the Examiner reconsider the Restriction Requirement to the extent that the subject matter of claims 1 and 4 be examined on the merits.

Applicant intends to file a divisional application(s) on the subject matter which the Examiner does not examine on the merits in this application.

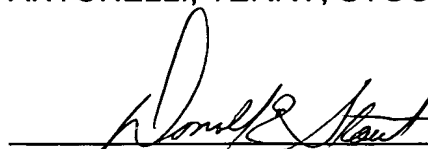
An early action on the merits is respectfully requested.

To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. §1.136. Please charge any shortage in fees due in connection with the

filing of this paper, including extension of time fees, to Deposit Account No. 01-2135
(1030.40544X00) and please credit any excess fees to such Deposit Account.

Respectfully submitted,

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Attachments

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